

# *Exhibit 42*

## Message

**From:** Richard Markowitz [rmarkowitz@argremgt.com]  
**Sent:** 9/15/2014 9:37:38 PM  
**To:** ~LH If 08-07-2015 Wells, Peter [/O=KAYESCHOLER/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=Wells\_p]  
**CC:** Ben-Jacob, Michael [/O=KAYESCHOLER/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=Ben\_m]; John H. van Merkensteijn, III [jhvm@argremgt.com]; Robert Klugman [rklugman@storcapital.com]  
**Subject:** Re: Form 6166s

Thank you. Let's hope they have no issues, once the applications have been assigned for review.

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Richard Markowitz  
 Argre Management LLC  
 40 West 57th Street  
 20th Floor  
 New York, NY 10019

Tel: (212) 247-2600  
 Fax: (212) 247-2753  
 Mobile: (917) 848-5675

On 9/15/14 5:35 PM, "Wells, Peter" <Peter.Wells@kayescholer.com> wrote:

>Richard,  
 >  
 >As mentioned below, we have been continuing to call and have started to  
 >get our first confirmation that the applications have been inputted. In  
 >each case, the applications have been uploaded and are waiting to be  
 >assigned to an agent for review - which should happen in approximately  
 >one week to ten days. Upon review they anticipate sending the Forms 6166  
 >around the first or second week in October, assuming no issues.  
 >  
 >We will continue to call to confirm uploading and general status.  
 >  
 >Regards,  
 >Peter  
 >  
 >Peter Wells  
 >Kaye Scholer LLP  
 >425 Park Avenue | New York, New York 10022  
 >T: +1 212.836.8662 | F: +1 212.836.6447  
 >peter.wells@kayescholer.com | www.kayescholer.com  
 >  
 >  
 > Any U.S. federal tax advice contained in this message (including any  
 >attachments) may not be able to be used for purposes of avoiding  
 >tax-related penalties imposed under U.S. federal tax laws. This message  
 >may contain confidential and/or legally privileged information from the  
 >law firm Kaye Scholer LLP. If delivered to anyone other than the intended  
 >recipient, please notify the sender immediately by return email or by  
 >telephone (212.836.8000) and delete the message, along with any  
 >attachments, from your computer. Thank you.  
 >-----Original Message-----  
 >From: Richard Markowitz [mailto:rmarkowitz@argremgt.com]  
 >Sent: Wednesday, September 10, 2014 9:04 AM

>To: Wells, Peter  
 >Cc: Ben-Jacob, Michael; John H. van Merkensteijn, III; Robert Klugman  
 >Subject: Re: Form 6166s  
 >  
 >And is the IRS limit these calls to asking about only 3 plans at a time?  
 >  
 >Richard Markowitz  
 >Argre Management LLC  
 >  
 >> On Sep 10, 2014, at 8:58 AM, "Wells, Peter"  
 >><Peter.Wells@kayescholer.com> wrote:  
 >>  
 >> Richard,  
 >>  
 >> We have been calling the IRS to check on the status of the various  
 >>applications for Forms 6166 for the new plans. Each agent we have spoken  
 >>to has indicated that applications submitted during that time period  
 >>(i.e., the first part of August) have not yet been loaded onto the  
 >>system for review and processing. The agents have generally indicated  
 >>that their best estimate is that such applications submitted during this  
 >>time are likely to be uploaded sometime next week (though, obviously  
 >>they make no guarantees as to anything). So, we anticipate having more  
 >>to report sometime next week. We will, however, continue to call in the  
 >>interim to see if we get any different answers or any of the  
 >>aforementioned changes.  
 >>  
 >> Regards,  
 >> Peter  
 >>  
 >> Peter Wells  
 >> Kaye Scholer LLP  
 >> 425 Park Avenue | New York, New York 10022  
 >> T: +1 212.836.8662 | F: +1 212.836.6447 peter.wells@kayescholer.com |  
 >> www.kayescholer.com  
 >>  
 >>  
 >>  
 >> Any U.S. federal tax advice contained in this message (including any  
 >>attachments) may not be able to be used for purposes of avoiding  
 >>tax-related penalties imposed under U.S. federal tax laws. This message  
 >>may contain confidential and/or legally privileged information from the  
 >>law firm Kaye Scholer LLP. If delivered to anyone other than the  
 >>intended recipient, please notify the sender immediately by return email  
 >>or by telephone (212.836.8000) and delete the message, along with any  
 >>attachments, from your computer. Thank you.  
 >> -----Original Message-----  
 >> From: Richard Markowitz [mailto:rmarkowitz@argremgt.com]  
 >> Sent: Tuesday, September 09, 2014 11:50 PM  
 >> To: Wells, Peter; Ben-Jacob, Michael  
 >> Cc: John H. van Merkensteijn, III; Robert Klugman  
 >> Subject: Form 6166s  
 >>  
 >> Michael and Peter:  
 >>  
 >> Any follow up to the call I had with Peter on Friday, regarding the IRS  
 >>taking inquiries on the status of the Plans' requests for Forms?  
 >>  
 >> Thanks,  
 >>  
 >> Richard  
 >>  
 >> Richard Markowitz  
 >> Rmarkowitz@Argremgt.com  
 >> Mobile: (917) 848-5675